

**EXHIBIT U**



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June 26, 2008

**VIA FACSIMILE AND U.S. MAIL**

Daniel A. Griffith, Esquire  
Whiteford Taylor & Preston  
1220 N. Market Street  
Suite 608  
Wilmington, DE 19801

**Re: Curry v. Hopkins (C.A. 1:04-CV-00175-JJF)**

Dear Daniel:

This letter memorializes the oral agreement reached by the parties.

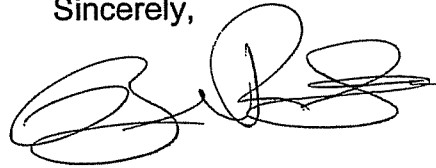
In an effort to solve the disputes between the parties without intervention by the Court, the parties agree:

- (1) To stipulate that the Defendant's responses to the Plaintiff's motions (D.I. 158 and D.I. 160) are not due until August 18, 2008;
- (2) To stipulate that the Plaintiff's replies are not due until August 25, 2008;
- (3) To stipulate that the Plaintiff may continue to take fact discovery until August 15, 2008;
- (4) That Defendant's counsel will produce all outstanding documents by July 7, 2008, including, but not limited to:
  - i. Documents relating to insurance policies;
  - ii. The Defendant's IA and personnel files on an attorney's eyes only basis;
- (5) That the Defendant will reply to the Plaintiff's third set of interrogatories by July 7, 2008;
- (6) That the Defendant will provide a complete response to the Plaintiff's Interrogatory No. 6;
- (7) That Officer Taylor will attend a deposition in Plaintiff's counsel's offices before July 31, 2008;
- (8) That Officer Gott will attend a deposition in Plaintiff's counsel's offices before July 31, 2008;
- (9) That Officer Hopkins will attend a deposition in Plaintiff's counsel's offices before July 31, 2008;

- (10) That any discoverable documents found to exist but that were not previously produced will be produced by August 6, 2008;
- (11) That the Plaintiff will withdraw its motions (D.I. 158 and D.I. 160) by August 18, 2008, upon completion of all the above.
- (12) That the parties waive any objections to the timeliness of discovery taken or requested prior to August 15, 2008.

Please respond and let us know whether the Defendant agrees that the above represents the entire agreement between the parties.

Sincerely,

A handwritten signature in black ink, appearing to be "B. R. Lemon", with a large, stylized initial "B" and "R".

Brian R. Lemon

cc: Scott E. Swenson, Esquire  
Mr. Joseph Curry